

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

JUXTACOMM-TEXAS SOFTWARE, LLC

PLAINTIFF,

v.

AXWAY, INC., et al,

DEFENDANTS.

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Civil Action No. 6:10-CV-00011-LED

JURY DEMAND

**PLAINTIFF'S TRIAL EXHIBIT LIST<sup>1</sup>**

<b>Presiding Judge:</b> LEONARD DAVIS	<b>Plaintiff's Attorney(s):</b>  R. Laurence Macon	<b>Defendant's Attorney(s):</b>
<b>Trial / Hearing Date(s):</b> 01/09/12	<b>Court Reporter:</b> Shea Sloan	<b>Courtroom Deputy:</b> Rosa Ferguson

**\*\* Categories: (A) - Will Use; (B) - May Use; (C) Probably Won't Use**

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<sup>1</sup> JuxtaComm designates these exhibits without waiving its rights to contest and/or object to the relevance, materiality and/or admissibility of any documents identified on Plaintiff's Trial Exhibit List. JuxtaComm specifically notes that all exhibits referencing, concerning or discussing any reexamination of the '662 patent may be removed if and when the Court rules on the inadmissibility of evidence regarding patent reexaminations.

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-001	Certified Copy of the '662 Patent	No bates	A						
P-002	Certified Copy of the '662 Patent File wrapper	No bates	B						
P-003	Darin Ellis Planner - Handwritten Notes	JXTS00171781 - JXTS00171951 <sup>2</sup>	A						
P-004	Mike Doyle Inventor Notes	JXTS00162916 - JXTS00163235 <sup>3</sup>	A						
P-005	Handwritten Notes	JXTS00168761 - JXTS00168859	B						
P-006	TIBCO iProcess Engine, Architecture Guide, Software Release 11.1, September 2009	Brunt Deposition Exhibit 2	B						
P-007	TIBCO Product Guide	Brunt Deposition Exhibit 5	B						
P-008	TIBCO BPM Presentation	Brunt Deposition Exhibit 6	B						
P-009	BPM Presentation	Brunt Deposition Exhibit 7	B						
P-010	The Architecture of ActiveMatrix BPM an Overview - TIBCO Presentation	Brunt Deposition Exhibit 10	B						
P-011	High Level Architecture brochure	Brunt Deposition Exhibit 12	B						
P-012	TIBCO Business Studio - BPM Implementation	Brunt Deposition Exhibit 13	B						
P-013	EAI Request for Information - Response from TIBCO	Castaldo Deposition Exhibit 4	B						
P-014	Pervasive Data Integrator Version Release 9.2	Dingman Deposition Exhibit 5	B						

<sup>2</sup> The original planner will be offered as an exhibit.

<sup>3</sup> The original inventor notes will be offered as an exhibit.

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-015	Pervasive Data Integrator Version Release 9.2	Dingman Deposition Exhibit 6	B						
P-016	Upgrade Data Junction DJ Engine & Cambio (marketing material)	Dingman Deposition Exhibit 8	B						
P-017	Data Junction 7.0 Aces Data Conversions	Dingman Deposition Exhibit 10	B						
P-018	Data Services - November 8, 2006	Dingman Deposition Exhibit 14	B						
P-019	Pervasive Integration Product Evaluator's Guide, Release 9.0	Dingman Deposition Exhibit 15	B						
P-020	TIBCO's Supplemental Response to Plaintiff's Interrogatory No. 3	Dora Deposition Exhibit 3	B						
P-021	Defendant Pervasive Software, Inc.'s Responses to JuxtaComm-Texas Software, LLC's First Set of Common Interrogatories to Defendants [Nos. 1-7]	Farr Deposition Exhibit 18	B						
P-022	Presentation for Pervasive Board, Austin - Jan 23, 2003	Farr Deposition Exhibit 43	B						
P-023	Microsoft, IBM Sued Over Patent Infringement	Farr Deposition Exhibit 44	A						
P-024	Email from John Farr to Mike Hoskins	Farr Deposition Exhibit 45	A						
P-025	10/20/04 Divjot S. Narang letter to Vivek Ranadive	Fitzsimmons Deposition Exhibit 3	A						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-026	Teilhard article re J.D. Barnes Agrees to License JuxtaComm Patent	Fitzsimmons Deposition Exhibit 7	A						
P-027	11/19/04, Divjot S. Narang email to Eileen Fitzsimmons	Fitzsimmons Deposition Exhibit 11	B						
P-028	TIBCO Product chart	Fitzsimmons Deposition Exhibit 13	B						
P-029	2010-10-14, Agile, Repeatable, Affordable SaaS Integration presentation	Hoskins Deposition Exhibit 37	B						
P-030	TIBCO ActiveMatrix Concepts brochure	Jow Deposition Exhibit 2	B						
P-031	TIBCO brochure - Product Overview & Statement of Direction	Jow Deposition Exhibit 3	B						
P-032	TIBCO BusinessWorks Concepts brochure	Jow Deposition Exhibit 5	B						
P-033	TIBCO BusinessWorks Palette Reference Brochure	Jow Deposition Exhibit 6	B						
P-034	TIBCO ActiveMatrix Service Bus Mediation Design Guide	Jow Deposition Exhibit 10	B						
P-035	2011-01-18 DataFlux Answers and Objections to JuxtaComm First Set of Common Inter. (Nos. 1-7)	No bates	B						
P-036	2011.01.18 SAS's Answers and Objections to JuxtaComm 1st Set of Common Inter. (Nos. 1-7)	No bates	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-037	2011-02-08 Lawson's 1st Supplemental Responses to Plaintiff's First Set of Common Inter	No bates	B						
P-038	2011-04-26 Progress Soft Corp & Iona Tech Supplemental Responses & Objections to Interrogatories 4-6	No bates	B						
P-039	2011-08-12 Pervasive's Response to First Set of Specific Interrogatories	No bates	B						
P-040	2011-09-06, Pervasive Response to 2nd Set of Specific Interrogatories (Nos. 2-3)	No bates	B						
P-041	2011-09-08, TIBCO Supp Interrogatories to 1st Set of Specific Interrogatories	No bates	B						
P-042	2011-09-22, Lawson Responses Objections to 3rd Set of Specific Interrogatories	No bates	B						
P-043	2011-09-22, Progress Response to Second Specific Interrogatories	No bates	B						
P-044	2011-09-23, TIBCO's Supplemental Objections & Responses to JuxtaComm 1st Set of Common Interrogatories to Defendants	No bates	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-045	2011-02-11 Lawson 2nd Set of Supplemental Responses to JuxtaComm 1st Set of Common Interrogatories	No bates	B						
P-046	2011-08-29, TIBCO's Objections and Responses to JuxtaComm 2nd Set of Specific Interrogatories	No bates	B						
P-047	2011-09-12, Progress Response to JuxtaComm First Specific Interrogatories (No. 1)	No bates	B						
P-048	2011-03-02 Stipulation Re Pervasive Products (Dkt. No. 428)	No bates	B						
P-049	2011-04-13 Stipulation Regarding Pervasive Products' Distribution Dkt 470	No bates	B						
P-050	2011-08-15, Progress Stipulation re Dismissal of Rotech Dkt 623	No bates	B						
P-051	2011-01-25 Plaintiff's Responses & Objections to Progress 1st Set of Interrogatories	No bates	B						
P-052	2011.01.28 Plaintiff's Objections & Responses to Progress's Second Set of Interrogatories	No bates	B						
P-053	2011-02-01 TIBCO Responses to JuxtaComm 1st Set of Common Interrogatories	No bates	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-054	2011-04-13 Vitria's First Supplemental Objections and Responses to JuxtaComm's First Set of Interrogatories	No bates	B						
P-055	2011-08-04 TIBCO Objections and Responses to JuxtaComm 1st Set of Specific Inter to TIBCO	No bates	B						
P-056	The Forrester Wave: Enterprise ETL, Q2 2007	No bates	B						
P-057	Data Direct Website	No bates	B						
P-058	Fuse Source Website	No bates	B						
P-059	Progress Website	No bates	B						
P-060	TIBCO Executables	No bates	B						
P-061	SAS Executables	No bates	B						
P-062	Lawson Executables	No bates	B						
P-063	Progress/Iona Executables	No bates	B						
P-064	Pervasive Executables	No bates	B						
P-065	DataFlux Executables	No bates	B						
P-066	Vitria Executables	No bates	B						
P-067	Progress and IONA 10-Ks and 20-Fs	No bates	B						
P-068	Gartner Surveys Show Web Services are Entering the Mainstream	Exhibit D to Rudd Rebuttal Report	B						
P-069	Information Integration in the Enterprise	Exhibit G to Rudd Rebuttal Report	B						
P-070	2008 SASWare Ballot Results	Sacerdoti Deposition Exhibit 6	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-071	ETL Tool Evaluation Guide	Sacerdoti Deposition Exhibit 9	B						
P-072	SAS Institute's First Amended Answer, Affirmative Defenses, and Counterclaim to JuxtaComm's First Amended Complaint	Sacerdoti Deposition Exhibit 15	A						
P-073	Invalidity Contentions from JuxtaComm I Claim Charts	Sacerdoti Deposition Exhibit 16	B						
P-074	JuxtaComm 3.1f Setups & License	JXTS_EXE000000025 - JXTS_EXE000000025	B						
P-075	JuxtaComm Integration Platform 3.3 - Setup Installation Guide and License	JXTS_EXE000000034 - JXTS_EXE000000034	B						
P-076	TIBCO Activematrix service bus Mediation design guide Software release 2.1	JXTS000000038 - JXTS000000242	B						
P-077	TIBCO Activematrix service bus getting started Software Release 2.1	JXTS000000243 - JXTS000000296	B						
P-078	TIBCO Activematrix service grid composite editor users guide Software Release 2.1	JXTS000000365 - JXTS000000539	B						
P-079	TIBCO Activematrix service grid getting started Software Release 2.1	JXTS000000620 - JXTS000000780	B						
P-080	TIBCO BusinessWorks Administration Software Release 5.3	JXTS000001119 - JXTS000001290	B						



PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-081	TIBCO BusinessWorks concepts Software Release 5.3	JXTS00001291 - JXTS00001404	B						
P-082	TIBCO BusinessWorks Process Design Guide Software Release 5.3	JXTS00002129 - JXTS00002446	B						
P-083	TIBCO iProcess Suite Version 11.0	JXTS00003084 - JXTS00003093	B						
P-084	The BPMS Report: TIBCO iProcess Suite 10.6	JXTS00003094 - JXTS00003123	B						
P-085	Progress Datadirect DATA Integration Suite	JXTS00003776 - JXTS00003779	B						
P-086	Getting Started with XSLT	JXTS00003780 - JXTS00003794	B						
P-087	Overview of the XSLT Mapper	JXTS00003807 - JXTS00003813	B						
P-088	Chapter 16 Integrating with Third-Party File Systems	JXTS00003879 - JXTS00005495	B						
P-089	Working with Relational Data Sources	JXTS00005513 - JXTS00005521	B						
P-090	IONA Artix Orchestration Release Notes Version 4.2	JXTS00012832 - JXTS00012847	B						
P-091	Progress Fuse Integration Designer User Guide Version 1.2	JXTS00013036 - JXTS00013209	B						
P-092	Progress Sonic ESB Deployment Guide V7.6	JXTS00013214 - JXTS00013387	B						
P-093	Progress Sonic ESB Evaluator's Guide V7.6	JXTS00013388 - JXTS00013427	B						
P-094	Sonic BPEL Server	JXTS00015451 - JXTS00015454	B						
P-095	Progress Sonic ESB BPEL Server Developers' Guides	JXTS00015654 - JXTS00015919	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-096	SAS Enterprise ETL Server - High performance data integration platform reduces cost of enterprise ETL and delivers a single version of the truth	JXTS00056745 - JXTS00056748	B						
P-097	SAS Data Integration Studio Fact Sheet - Simplifies data integration with powerful prebuilt transformations, sophisticated impact analysis and reusable metadata	JXTS00058221 - JXTS00058224	B						
P-098	SAS Metadata Server Fact Sheet - A centralized repository for storing and managing enterprise metadata	JXTS00058232 - JXTS00058235	B						
P-099	SAS Enterprise Data Integration Server Fact Sheet - A complete solution designed to meet the full spectrum of enterprise data integration needs	JXTS00147359 - JXTS00147366	B						
P-100	Progress Sonic ESB Adapters Data Sheet	JXTS00148436 - JXTS00148440	B						
P-101	ProcessFlow Integrator Part 10: The SQL Update Node	JXTS00149723 - JXTS00149727	B						
P-102	ProcessFlow Integrator Part 5: The Query DME Node	JXTS00149749 - JXTS00149756	B						
P-103	ProcessFlow Integrator Part 6: The Transaction AGS Node	JXTS00149757 - JXTS00149764	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-104	Lawson ProcessFlow Integrator	JXTS00160293 - JXTS00160299	B						
P-105	Patent File	JXTS00167615 - JXTS00167782	B						
P-106	Presentation Materials - An In-Depth Look into DF Solutions	JXTS00172470 - JXTS00172485	B						
P-107	Guidelines/Manual - Data Integrator, Map Designer User's Guide	JXTS00216955 - JXTS00217024	B						
P-108	Patent License Agreement between JuxtaComm and PetroCore	JXTS00232940 - JXTS00232949	B						
P-109	Patent License Agreement (JuxtaComm Technologies and JuxtaComm-Texas Software) (signed)	JXTS00234015 - JXTS00234023	B						
P-110	Patent License Agreement with J.D. Barnes Limited	JXTS00277509 - JXTS00277519	B						
P-111	Patent Management Agreement (Shoppex and Inkster) (signed)	JXTS00600344 - JXTS00600349	B						
P-112	Patent License Agreement (JuxtaComm and PetroCore) (signed)	JXTS00660250 - JXTS00660259	B						
P-113	Settlement Agreement and Release between Teilhard and Oracle (Re US District Court of California, No. C-06-2889; and the District of Columbia, No. 06-CV-01810)	JXTS00895868 - JXTS00895897	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-114	Patent Cross-License Agreement (JuxtaComm and Oracle)(signed)	JXTS00895898 - JXTS00895907	B						
P-115	2002-09-13, A Technical Analysis of Selected Enterprise Application Integration Technologies Currently Available in the N. American Software Market and Their Possible Infringement of JuxtaComm Technologies Inc.'s United States Patent 6,195,662	JXTS00946377 - JXTS00946396	B						
P-116	01/01/02, Software License Agreement between JuxtaComm Technologies, Inc. and Shopplex Corporation	JXTS01020933 - JXTS01020961	B						
P-117	06/28/05, Patent License Agreement between JuxtaComm Technologies, Inc. and Illumicell Corporation	JXTS01027984 - JXTS01027993	B						
P-118	JuxtaComm-Microsoft Settlement and License Agreement	JXTS01040736 - JXTS01040749	B						
P-119	JuxtaComm/Open Text Settlement Agreement	JXTS01040750 - JXTS01040767	B						
P-120	Settlement agreement (JuxtaComm and Sybase) (Signed by JuxtaComm)	JXTS01040768 - JXTS01040801	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-121	Sybase/JuxtaComm Settlement Agreement (signed by Sybase)	JXTS01040802 - JXTS01040835	B						
P-122	JuxtaComm/MetaStorm Settlement Agreement	JXTS01040836 - JXTS01040849	B						
P-123	Informatica/JuxtaComm Settlement Agreement	JXTS01040850 - JXTS01040873	B						
P-124	White Paper re The Business of Process Integration	JXTS01040880 - JXTS01040898	B						
P-125	The SAS Enterprise Intelligence Platform: SAS Data Integration	JXTS01042389 - JXTS01042402	B						
P-126	IBM/JuxtaComm Settlement Agreement	JXTS01048957 - JXTS01048967	B						
P-127	SAS(R) Data Integration Server	JXTS01048969 - JXTS01048976	B						
P-128	CA/JuxtaComm Settlement Agreement	JXTS01049057 - JXTS01049071	B						
P-129	Fiorano/JuxtaComm Settlement Agreement	JXTS01049072 - JXTS01049087	B						
P-130	Information Builders/JuxtaComm Settlement Agreement	JXTS01049088 - JXTS01049104	B						
P-131	Intersystems/JuxtaComm Settlement Agreement	JXTS01049105 - JXTS01049124	B						
P-132	Software AG/JuxtaComm Settlement and License Agreement	JXTS01049125 - JXTS01049143	B						
P-133	JuxtaComm/Business Objects Patent License and Settlement Agreement	JXTS01049144 - JXTS01049174	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-134	11/12/10, Settlement and License Agreement (among Axway, Inc. and JuxtaComm-Texas Software, LLC)	JXTS01049175 - JXTS01049188	B						
P-135	Data Integration Brochure	JXTS01050815 - JXTS01050815	B						
P-136	SAS 9.1.3 Language Reference: Concepts Third Edition	JXTS01130945 - JXTS01131595	B						
P-137	The Forrester Wave: Enterprise Service Bus, Q2 2011	JXTS01197037 - JXTS01197051	B						
P-138	TIBCO - Earnings Call Transcripts for 2005 to 2008	JXTS01198331 - JXTS01198477	B						
P-139	TIBCO - Earnings Call Transcripts for 2009 - 2010	JXTS01198478 - JXTS01198554	B						
P-140	TIBCO Designer User's Guide Software Release 5.6	JXTS01198670 - JXTS01198883	B						
P-141	07/21/11, Settlement and License Agreement (among Magic Software Enterprises, Inc., Magic Software Enterprises, Ltd., and JuxtaComm-Texas Software, LLC)	JXTS01206608 - JXTS01206621	B						
P-142	2009-08-01, Artix Orchestration Release Notes Version 5.5	JXTS01206674 - JXTS01206772	B						
P-143	Progress Artix ESB Technical Brief Advanced SOA Infrastructure Suite	JXTS01206773 - JXTS01206796	B						
P-144	Magic Quadrant-Data Integration Tools 2006	JXTS01210889 - JXTS01210906	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-145	Ellis Notes - Page 1 and Page 2	JXTS01218013 - JXTS01218014	B						
P-146	Red Hat/JuxtaComm Settlement Agreement	JXTS01218161 - JXTS01218185	B						
P-147	Defendants' Amended Invalidity Contentions dated July 3, 2008	JXTSIC-01162029 - JXTSIC-01162817	B						
P-148	Defendants' Invalidity Contentions dated April 10, 2008	JXTSIC-01162879 - JXTSIC-01162906	B						
P-149	Declaration of Lee Kilmer in Support of Defendants Lawson Software, Inc. and Lawson Software Americas, Inc.'s Motion for Summary Judgment	Kilmer Deposition Exhibit 2	B						
P-150	Lawson Architecture - Transaction Life Cycle	Kilmer Deposition Exhibit 3	B						
P-151	04/01/08, ProcessFlow Integrator, Part 3: What's in the Box? Article	Kneer Deposition Exhibit 4	B						
P-152	Lawson Architecture Transaction Life Cycle	Kneer Deposition Exhibit 5	B						
P-153	01/08, S3 Lawson System Foundation Architecture Guide, Version 9.0.1.x	Kneer Deposition Exhibit 6	B						
P-154	Session BPM06: Introduction to ProcessFlow Integrator 9.0	Kneer Deposition Exhibit 7	B						
P-155	11/08, Lawson ProcessFlow Developer Guide, Version 9.0.1.x	Kneer Deposition Exhibit 9	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-156	2002-05-29, A Technical Analysis of Selected Enterprise Application Integration Technologies Currently Available in the North American Business Software Market and Their Possible Infringement of JuxtaComm Technologies Inc.'s United States Patent 6,195,662	Knox Deposition Exhibit 3	B						
P-157	2002-10-01 Kevin Gault email to David Synnott, et al.	Knox Deposition Exhibit 4	B						
P-158	2002-10-02 Letter from Kevin S. Gault to Scott A. Lowry	Knox Deposition Exhibit 5	B						
P-159	2004-11-29 Letter from Divjot S. Narang to Eileen Fitzsimmons	Knox Deposition Exhibit 8	B						
P-160	2005-03-14 Letter from Paul K. Tomita to Eileen Fitzsimmons	Knox Deposition Exhibit 9	B						
P-161	ProcessFlow Administration Guide, UNIX, Windows, and iSeries, Version 8.0.3	LAWSON00053099 - LAWSON00053408	B						
P-162	Lawson Software, Inc. Form 10-K, for fiscal year ended May 31, 2008	LAWSON00056956 - LAWSON00057084	B						
P-163	LSF 18, Lawson System Foundation 9.0 Architecture & Requirements	LAWSON00069237 - LAWSON00069266	B						
P-164	Lawson ProcessFlow Integrator for M3 Overview	LAWSON00080617 - LAWSON00080635	B						



PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-165	Migrating from ProcessFlow Professional and Business Component Integrator	LAWSON00082795 - LAWSON00082799	B						
P-166	Technology Positioning, The Future of Technology Products	LAWSON00089653 - LAWSON00089673	B						
P-167	S3 Product line Overview	LAWSON00092173 - LAWSON00092183	B						
P-168	Sonic ESB Developer's Guide V7.6.1	Meritt Deposition Exhibit 4	B						
P-169	Progress DataDirect Data Integration Suite Brochure	Meritt Deposition Exhibit 6	B						
P-170	Stylus Studio 2009 Users Guide	Meritt Deposition Exhibit 8	B						
P-171	SOA and Data Integration across heterogeneous data sources	Meritt Deposition Exhibit 9	B						
P-172	Progress Software and Iona Technologies Objections and Responses to JuxtaComm's First Set of Interrogatories	Meritt Deposition Exhibit 10	B						
P-173	2008-12-01, Artix ESB, Developing Artix Database Service, Version 5.5 Guide	PRG00030627 - PRG00030680	B						
P-174	Progress Software / Artix ESB / Glossary / Version 5.5 December 2008	PRG00032106 - PRG00032161	B						
P-175	Progress Artix Data Services, User Guide, Version 3.9	PRG00064075 - PRG00064437	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-176	Sonic ESB and Sonic ESB Product Family Brains Document (Draft), Reviews for ESB 7.5 Messages embargoed until April 30, 2007	PRG00087230 - PRG00087313	B						
P-177	Progress Presentation	PRG00087634 - PRG00087688	B						
P-178	The Power of Progress 2009	PRG00087689 - PRG00087760	B						
P-179	IONA Artix Case Study Slides	PRG00088798 - PRG00088818	B						
P-180	from (artix://esb).to (sonic://connect) The Evolutionary Leap	PRG00089114 - PRG00089157	B						
P-181	Sonic Software Corporation - Valuation Analysis as of July 1, 2005	PRG00091337 - PRG00091405	B						
P-182	Progress Software Supports Charles River Development's Event Based Architecture with the Real-Time, Low Latency SonicMQ Messaging Platform	PRG00091573 - PRG00091574	B						
P-183	Sonic Software Captures IDG's Computerworld Innovative Technology award for Enterprise Software	PRG00091642 - PRG00091643	B						
P-184	Progress Software Reports 2009 First Quarter Results	PRG00091784 - PRG00091791	B						
P-185	Progress Software Corporation Frequently Asked Questions	PRG00096934 - PRG00096948	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-186	IONA Technologies Joins Forces with Progress Software	PRG00098609 - PRG00098626	B						
P-187	Progress Software Corporation to Acquire Setter FAQs	PRG00100646 - PRG00100652	B						
P-188	The FUSE-led SOA Portfolio, Checkpoint Update	PRG00101964 - PRG00101989	B						
P-189	Sonic ESB, How to win in 2007	PRG00102032 - PRG00102090	B						
P-190	Sonic ESB: An Architecture and Lifecycle Definition	PRG00102919 - PRG00102974	B						
P-191	ESB Container Configuration, Management and Deployment Functional Definition Document	PRG00118032 - PRG00118037	B						
P-192	INT-4: Introducing Sonic ESB	PRG00119523 - PRG00119560	B						
P-193	DataDirect Data Services Briefing EMC/RSA - Secure Drive concept	PRG00121588 - PRG00121614	B						
P-194	Stylus Studio Brochure	PRG00152980 - PRG00152983	B						
P-195	Source Code	PRG00153638 - PRG00156430	B						
P-196	Valuation Analysis	PRG00231890 - PRG00232084	B						
P-197	IONA Directors' Report and Consolidated Financial Statements for the Year ended December 31, 2007	PRG00240028 - PRG00240151	B						
P-198	Integration Products, Internal Training Slides for ISV Sales	PSI00007967 - PSI00008070	B						
P-199	Competitive Product Technical Analysis	PSI00145984 - PSI00145984	B						
P-200	19.2 Product Roadmap	PSI00164298 - PSI00164304	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-201	Rotech's Systems Integration	Rettew Deposition Exhibit 4	B						
P-202	Disabled Sonic Services	Rettew Deposition Exhibit 5	B						
P-203	09/15/06, Check No. 2262140 from Rotech to Sonic Software	Rettew Deposition Exhibit 14	B						
P-204	DataFlux Integration Server	SAS00003793 - SAS00003964	B						
P-205	DataFlux dfPower Studio	SAS00003965 - SAS00004044	B						
P-206	SAS Data Integration Studio 4.2 User's Guide	SAS00018198 - SAS00018669	B						
P-207	SAS Data Integration Server - A complete solution designed to meet your data integration needs	SAS00033493 - SAS00033500	B						
P-208	SAS Data Integration Studio 2: Additional Topics Course Notes	SAS00038009 - SAS00038788	B						
P-209	Email re List of new functions at SAS 9	SASJX00725209-SASJX00725220	B						
P-210	05/05/09 Email from Tony Fisher to DataFlux Internal	SASJX01153422 - SASJX01153428	B						
P-211	SAS Agenda, Disney/SAS Relationship	SASJX01561388 - SASJX01561390	B						
P-212	A Whole New World: What's New in SAS Data Integration Studio 4.2	SASJX02300592 - SASJX02300610	B						
P-213	Chapter 2 Installation	SASJX02331885 - SASJX02331920	B						
P-214	Chapter 5, Batch Processing	SASJX02332060 - SASJX02332086	B						
P-215	ETL at SAS presentation	SASJX02343828 - SASJX02343854	B						
P-216	A Pragmatic Programmers Introduction to Data Integration Studio: Hands on Workshop	SASJX02440633 - SASJX02440666	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-217	DataFlux FAQ for DUE 2005	SASJX02649702 - SASJX02649702	B						
P-218	SAS Data Integration Studio - R&D Training Section 2	SASJX03011872 - SASJX03011887	B						
P-219	TIBCO Business Studio: Process Modeling	TIBCO00005172 - TIBCO00005446	B						
P-220	TIBCO ActiveMatrix Service Bus: Mediation Design Guide	TIBCO00007908 - TIBCO00008161	B						
P-221	TIBCO iProcess Server Objects (Java) Programmer's Guide	TIBCO00014470 - TIBCO00014801	B						
P-222	TIBCO Business Studio: Customization	TIBCO00025034 - TIBCO00025107	B						
P-223	TIBCO Business Studio: Process Modeling User's Guide	TIBCO00025330 - TIBCO00025613	B						
P-224	TIBCO Business Studio: iProcess Implementation Guide	TIBCO00025716 - TIBCO00026009	B						
P-225	TIBCO Product Overview	TIBCO00032640 - TIBCO00032643	B						
P-226	TIBCO ActiveMatrix BPM	TIBCO00032650 - TIBCO00032651	B						
P-227	TIBCO ActiveMatrix BusinessWorks	TIBCO00032656 - TIBCO00032657	B						
P-228	Delta Takes Off With TIBCO ActiveMatrix	TIBCO00032665 - TIBCO00032666	B						
P-229	Tata Teleservices uses TIBCO to accelerate time to market	TIBCO00032717 - TIBCO00032718	B						
P-230	Introduction to TIBCO iProcess Suite	TIBCO00032775 - TIBCO00032788	B						
P-231	Magic Quadrant for Application Infrastructure for Back-End Application Integration Projects	TIBCO00033089 - TIBCO00033098	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-232	Article: TIBCO Scores Well At the Top Of The IC-BPMS Market	TIBCO00033099 - TIBCO00033102	B						
P-233	Doris Kinasz letter to TIBCO	TIBCO00033720 - TIBCO00033720	B						
P-234	11/15/07, TIBCO Price Book	TIBCO00042672 - TIBCO00042798	B						
P-235	The Forrester Wave Comprehensive Integration Solutions, Q4 2010	TIBCO00114700 - TIBCO00114720	B						
P-236	11/03/04, Joshua Krefetz facsimile to Paul Tomita	Tomita Deposition Exhibit 2	B						
P-237	TIBCO Software, Inc., Investigate U.S. Patent No. 6,195,662	Tomita Deposition Exhibit 5	B						
P-238	Victor Friday Memo	Tomita Deposition Exhibit 8	B						
P-239	01/21/05, Facsimile re U.S. Patent No. 5,339,392	Tomita Deposition Exhibit 12	B						
P-240	Letter from Divjot Narang to Aaron Timm	VTIJ00111034-VTIJ00111036	A						
P-241	Letter from Marc Kaufman to Divjot Narang	VTIJ00111037-VTIJ00111038	A						
P-242	Letter from Marc Kaufman to Divjot Narang	VTIJ00111039-VTIJ00111040	A						
P-243	Stipulation by Third Party Akamai Technologies, Inc.	Williams Deposition Exhibit 1	B						
P-244	U.S. Patent, 5,339,392 (Risberg et al)	Woodward Deposition Exhibit 4	B						
P-245	Teknekron Trading System User's Guide: MarketSheet	Woodward Deposition Exhibit 5	B						

PX EX. No.	Description	BATES RANGE	Category	Marked	Offered	Objection	Admitted	Date	Witness
P-246	Service Agreement between Progress and Flexera	Znidarsic Deposition Exhibit 1	B						
P-247 <sup>4</sup>	Certified Copy of file history for 1st reexamination from the USPTO	JXTS01096479 - JXTS01129302	B						
P-248 <sup>5</sup>	Copy of 1st reexamination pulled off of Private PAIR through 06/09/11	JXTS01161279 - JXTS01197036	B						
P-249 <sup>6</sup>	Certified Copy of the 2nd Reexamination	No bates	B						
P-250 <sup>7</sup>	Copy of 2nd reexamination pulled off of Private PAIR through 06/03/11	JXTS01140794 - JXTS01161278	B						

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<sup>4</sup> This exhibit is designated as a rebuttal exhibit to inequitable conduct claims. JuxtaComm does not waive its objections regarding the admissibility of any evidence or testimony concerning any reexaminations. If and when the Court excludes all evidence concerning the reexaminations, JuxtaComm will remove this exhibit from its list.

<sup>5</sup> This exhibit is designated as a rebuttal exhibit to inequitable conduct claims. JuxtaComm does not waive its objections regarding the admissibility of any evidence or testimony concerning any reexaminations. If and when the Court excludes all evidence concerning the reexaminations, JuxtaComm will remove this exhibit from its list.

<sup>6</sup> This exhibit is designated as a rebuttal exhibit to inequitable conduct claims. JuxtaComm does not waive its objections regarding the admissibility of any evidence or testimony concerning any reexaminations. If and when the Court excludes all evidence concerning the reexaminations, JuxtaComm will remove this exhibit from its list.

<sup>7</sup> This exhibit is designated as a rebuttal exhibit to inequitable conduct claims. JuxtaComm does not waive its objections regarding the admissibility of any evidence or testimony concerning any reexaminations. If and when the Court excludes all evidence concerning the reexaminations, JuxtaComm will remove this exhibit from its list.

Dated: November 21, 2011

Respectfully Submitted,

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**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this Motion was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(b)(1). Pursuant to Fed. R. Civ. P. 5(a)-(d) and Local Rule CV-5(b)(2), all other counsel or record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email and/or fax, on this the 21st day of November 2011.



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R. LAURENCE MACON